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7
8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA — SACRAMENTO DIVISION

10
11 Carrie Crawford

12 Plaintiff,

13 vs.

14 Capital One Bank USA, N.A.

15 Defendant

Case No.: 2:21-cv-02107-JAM-JDP

**PLAINTIFF'S NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANT CAPITAL
ONE BANK USA, N.A. PURSUANT TO
FEDERAL RULE OF CIVIL
PROCEDURE 41(A)(1)**

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18 **PLEASE TAKE NOTICE** that Plaintiff Carrie Crawford, pursuant to Federal Rule of Civil
19 Procedure 41(a)(1), hereby voluntarily dismisses Capital One Bank USA, N.A. as to all claims in
20 this action, with prejudice.

21 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

22 41(a) Voluntary Dismissal

23 (1) By the Plaintiff

24 (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any
25 applicable federal statute, the plaintiff may dismiss an action without a court
26 order by filing:

27 (1) a notice of dismissal before the opposing party serves either an answer
28 or a motion for summary judgment.

1 Defendant Capital One Bank USA, N.A. has neither answered Plaintiff's Complaint, nor
2 filed a motion for summary judgment. Accordingly, the matter may be dismissed against it for all
3 purposes and without an Order of the Court.

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5 Dated: January 10, 2022

Gale, Angelo, Johnson, & Pruett, P.C.

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7 By: /s/ Joe Angelo

Joe Angelo

8 Attorneys for Plaintiff
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